HIGH COURT OF CHHATTISGARH AT BILASPUR

DIVISION BENCH

CORAM: **HON'BLE SHRI JAGDISH BHALLA, Ag. CJ. &**
HON'BLE SHRI SATISH K. AGNIHOTRI, J.

M.C.C. No. 216 of 2007

Applicant Petitioner : Anil Agrawal S/o Late Shri Sukh Sagar Prasad Agrawal, aged about 39 years, R/o Khokpara, Purani Basti, Raipur District Raipur (C.G.)

Versus

Non-applicants Respondents:

1. State of Chhattisgarh, Through : Secretary, Tourism Department, DKS Bhavan, Raipur (C.G.)
2. Secretary, General Administration Deptt. D.K.S. Bhawan, Raipur (C.G.)
3. Director, Public Relations Deptt. Chhota Park Raipur (C.G.)
4. Chhattisgarh Tourism Board Through Managing Director, Paryatan Bhavan, Indira Gandhi Marg, Raipur (C.G.)

Application for permission to withdrawal of Surety Money

Present : Shri J.K. Shastri, counsel for the petitioner.

ORAL ORDER
(Passed on 26th July, 2007)

The following oral order of the Court was passed by **Hon'ble Jagdish Bhalla, Ag. C.J.**

Learned counsel for the petitioner submits that the money deposited at the time of filing of W.P. [PIL] No. 3341/2007 be returned because there was no profit to the petitioner. This is the first time this Court is heard that there are profits in the Public Interest Litigation petitions to the petitioners. Since the petitioner could not get any profit, therefore, he wants money deposited be returned to him. Further,

counsel for the petitioner could not show any provision under which he can withdraw the amount deposited. Accordingly, no interference is warranted in this application.

After this order was dictated, counsel for the petitioner submitted that in fact he wanted to say that the money deposited by the petitioner has not been forfeited. He could not show any provision whether the money has to be forfeited or released in favour of the petitioner.

Accordingly, the M.C.C. is rejected.

Sd/-

Ag Chief Justice

Sd/-
Satish K.Agnihotri
Judge

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